G R S App F IX 4]

1942 - 43

Mdl File No 10-44

Previous References

Mdl 32-40 (104, 105, 134 & 135)
24-39 (97, 182, 190, 203, 281 & 209)

Municipal

Serial Nos 110 & 133

Later References

Mdl 10-44-91
" 10-45-173

GENERAL AND REVENUE SECRETARIAT

Serial Nos 1150

Part B for June, 43

SUBJECT

Re the recommendation that Mr M Shanmugam formerly Council Clerk, Bangalore, be allowed to draw the same pay as he was drawing when he was the Council Clerk

No L 12312-3 Dt 21/6/43
Issues instructions in the matter

The Md Commr, Bang,
The Comptroller

HSA
17/7

5801

Sl No 110. Letter no A5-C 1037/42 dt 24-3-43 from the ml Comm, Bcuf, requesting that Mr Mc Swaminathan who was the Council clerk of the ml office may be permitted to draw the same pay he is getting as Council clerk, though he has been Posted for work other than Council clerk.

2) The Pay of the ~~Council clerk was~~ Mr Swaminathan as Council clerk was revised from Rs 40-2-50+10 DA to 50-2-60+5 DA. It is stated that Mr Swaminathan has been relieved of the work of the Council clerk & has been Posted for other work. The Auditors have taken objection to allow him to draw the pay he was getting as Council clerk as it was personal to him when he was the Council clerk. The ml Comm & the DOh recommend that he may be allowed to draw the same Pay of Rs 60 P.m in a place other than that of the Council clerk.

3) The Duty allowance of Rs 6 P m attached to the Council clerk Mr Swaminathan has been ordered to be attached to the Post so that any official that works as Council clerk might get it.

UB 4/4 4) The Dt secy may perhaps be consulted for orders

5) Submitted with the references bearing on the subject

6) The financial reg may be considered on the proposal made by the Municipal Council. The President in reports No. forwarding up this appeal on Rs 6 of the grade Rs 50-2-60.

1963 / 2/4/43

Law Secy 3/4/43

7) Asst Secy 3-4-43

4284

Asst Secy

8) To Comptroller for favour of remarks.

13/4/43

C & AG. 655/SPL SPECIAL SECTION

No 946/SPL/W 10-5-43 15/16-4-43

U.O.No.449/CLAD dated 6-5-43

9) Returned with compliments

No 094/CLAD dt 16-4-43

10) 2 According to G O No 3390-M1 24-38-204 dated 29-9-39 the scale of this Council Clerk of the Municipality was revised from Rs 40-2-50 + Rs D A 10/- per mensem to Rs 50-2-60 and as a very special case a D A of Rs 5/- also sanctioned The revision of the scale was personal to Mr. Swaminathan

11) 3 The revised grade was sanctioned to the post of Council Clerk Mr Swaminathan and as a special case, the maximum pay of Rs 60 per mensem was also allowed to be drawn by him in that grade.

12) 4 In the pay bill for February 1943, the D A of Rs 5/-

Comptroller's Office | File No | of 194

Serial No

was not claimed by the Office for him but only the pay proper On an enquiry by the Auditors for the reason, therefor, a memo of the Municipal Commissioner No A 5-C 1104/42 dated 5-2-43 was shown to the Auditors in which the official had been ordered to work as a Personal Clerk to the Honorary President though there is no such appointment sanctioned As he was not employed against his sanctioned post, and it was learnt that another official was entrusted with that work, his pay was deferred in audit Later on in Memo No A5-C 1037/42 dated 19-3-43, one Mr Bhaskara Rao, Deputy Accountant was granted 6 months leave from 23-3-43 and Mr Swaminathan was posted to work as Deputy Accountant in the vacancy But his pay for March 1943 was not at all claimed but held over Since the pay of the clerk was Rs 60 and the grade of the absentee is also 50-2-60 there is no financial objection to pass his pay at Rs 60/- from 23-3-43 in the above said vacancy of Deputy Accountant But for passing his pay as Personal Clerk of the Honorary President upto that date, specific orders of Government are necessary, since there is no sanctioned post of Personal Clerk

(5) So far as the D A of Rs 5/- is concerned it is inadmissible to Mr Swaminathan from the day he was drafted on other work, since it was not a personal one but attached to the post and payable to any official doing that work, as noted in the last para of the Secretariat Note of 2-4-43 also

(6) As the original grade of the Council Clerk's post was only 40-2-50 and it was raised to 50-2-60 as a personal grade for Mr Swaminathan and as he was already drawing Rs 60/- the President's recommenda-

NOTE—Contn Sheet

tion

(1) 5801/1

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Serial No 4784

recommendation to allow him to draw that pay on whatever duty he may be put on, cannot be supported unless he is posted to work in appointments carrying a pay of not less than Rs 60

(5) 7 For the same reason, the vacancy of Council Clerk to be released by him will have, in the absence of further orders, to be treated as one on 40-2-50, as it was before, and any other person that is drafted to that post can be fixed only on this pay and not on a higher one In the Memo dated 5-2-43 referred to above, it is also ordered that another official Mr Bhombore, Loans Clerk drawing Rs 60 in grade 50-2-60 will in addition to his duty, work as Council Clerk also Hence orders of Government are necessary on the following issues arising from these changes -

(1) Whether the duty allowance of Rs 10 originally fixed (and reduced to Rs 5/- in the case of Mr Swaminathan in view of the advance increment sanctioned raising his pay to Rs 60/- would be restored if and when there is a change of incumbents getting a pay of not more than Rs 50/-

(2) Whether duty allowance may be allowed in the case of Mr Bhombore or any other who may be entrusted with the work of two officials as in the present case and whether it should be at Rs 10/- or Rs 5/-

10/5/43

M Shanmugam

Comptroller

6/7/43

CV/6

... The proposals at A and B in paras 2 and 3 of the note may be approved subject to the proviso that until a post on Rs 50-2-60 or a higher pay can be provided for Mr Swaminathan, a post on Rs 40-2-50 shd be kept vacant [illegible] 10/5/43.

10) touch with a triangle for apple - This is in accordance with the terms of the Comptroller & the [illegible] agreement above -

Lawrence & Mayo

SECY LAN DEPT 14031 265 GOVT OF MYSORE

11) Swami Nathan may be allowed to draw Rs 60/- but no allowance

12) No allowance of Rs 50/- Rs 10/- while he is posted to where the Canara Bank gets a pay of Rs 40-2-50

30) A daily allowance of Rs 10/- may be given to any officer who may be entrusted with the work of these offices

Mr Rao & G Thomas Jt Secy

26/5/43 from

FINANCIAL SECRETARIAT U.O.N. FIS 759- 27 MAY 1943

OFFICE OF THE MINISTER FOR L S G & P H Date 29 5 43 No 9885

31) A and B I agree

C Provisions of Arts 91 and 92 M S R. govern such a case I do not think that a special order like the one at C is called for Each case may be considered and decided according to its own merits under the rules referred to above

PM

32) [illegible] 26-5-43 28/5/43

DEPT LAW DEPT 14740 16642 GOVT OF MYSORE

TYPING SECTION 16 JUNE 1943 GEN & LEGV SECTT

Draft for approval

Law Dept for 15/6/43

Cir 16/6/43

Secy for 16/6/43

To

The Chief Commr, Bijapur thro Dept

Reconstitution

No. L-12312-3 & 21-43

Issues instructions in the matter

BANGALORE CITY MUNICIPALITY

(7

No 15-C 1037/42 MUNICIPAL OFFICES

Encl Bangalore 24th March 1943

FROM P Suryanarayana Setti, Esq , B A , LL B ,
MUNICIPAL COMMISSIONER
Bangalore City

5801/L

To

C Narayanaswamy Naidu, Esq , B A , B L ,
SECRETARY TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE,
LAW DEPARTMENT, BANGALORE

SIR,

Adverting to Government Order No L 3390-2/M1 24-38-204 dated 29-9-1939, revising the scale of pay of the Council Clerk of this Municipality from 40-2-50 plus 10/- D A , to Rs 50-2-60 plus 5/- D A as personal to Mr M Swaminathan, I have the honour to state that Mr Swaminathan had to be posted to some work other than that of the Council Clerk in the interest of work from 5-2-1943 But the local auditors attached to this Office, have withheld his pay for February 1943 on the ground that Mr Swaminathan cannot draw his pay at Rs 50-2-60 in a place other than that of the Council Clerk and that the grade is personal to him as long as he holds the post of the Council Clerk

Mr M Swaminathan has been drawing Rs 60/- ie , the maximum of the grade 50-2-60 since 19-2-1941 in pursuance of Government Order No L 6242-44/M1 32-40-105 dated 19-2-1941

In these circumstances, I request that sanction of Government may be kindly obtained and communicated permitting Mr M Swaminathan to continue to draw Rs 60/- in grade 50-2-60 irrespective of the place in which he may be asked to work

I have the honour to be,
SIR,
Your most obedient servant,

P Suryanarayana Setti
Municipal Commissioner

Forwarded with compliments

Since Mr Swaminathan was drawing Rs 60/- for a long period he should be placed in that grade, irrespective of the office he holds. Further he has passed his

P.T.O

M A examination, and his work has been generally satisfactory and his appointment will not be opposed whatever department he works in. If this modification, which should have been made long ago, is not made, it becomes impossible for him to leave his place, and thus lose his prospects

V K Krishnayya
Hon Secretary
24/3/25

G R S App I VI—G 2]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *191*

Date of issue 21/6 191

Signed by Sd/- G R Rao

May this be—

(i) printed?

(ii) treated as a Standing Order?

(iii) published in the Gazette English Part?

(iv) translated?

(v) placed at the disposal of the Press?

(vi) published in the Gazette Kannada Part?

Section Ml

File No 10-42

Serial No 133

Proceedings of the Government of His Highness the Maharaja of Mysore

Read—GoMO L 3390-2/Ml 24-38-204 Dy 29-9-39 revising the scale of pay of the Council clerk of the Bcy ml office from Rs 40-2-50 +10 ~~DA~~ to Rs 50-2-60 +5 ~~DA~~ and ~~Increment~~ Personal to Mr Mb Sreeramiah.

2) GoMO L 6242-44/Ml ~~Order thereon No~~ 32-40-105 Dy 19-2-41 sanctioning the grant by the Maximum Pay in the scale of Rs 50-2-60 P.m to Mr Swamma-iah referred to above in grade of ~~Rs 50-2-60~~

(3) Letter MO A S.C-1037/42 Dy 24-3-43 from the Ml Comm Bcy in the matter of Permitte

Mr Swaminathan to Continue
to draw a pay of Rs60 p m in Grade
By 50-2-60, irrespective of the Place ~~of~~ apart from that
in which he may be of a council clerk —
asked to work in the city ml office
and adding that the duty allce of Rs 5/p.m. to be considered to be
attached to the post of
Council clerk so that
any Merid who
works in that place
may get it
Order No. /2312-3

Mr Swaminathan, the Council
Clerk of the Brdge ml office
was in the grade of Rs 40-2-50+10DA
and the scale of Pay of the said Post was revised
to Rs 50-2-60+5 DA as personal
to him ~~Mr Swaminathan~~ in ~~G.O~~
~~the~~ the first of the G.Os read above.
He was also permitted to draw
the maximum pay of Rs60 p m
in the Grade of 50-2-60 in the G.O dated
the 19th Feb 1941. The ml Commr
has stated that ~~Mr~~ the official in Question
has been posted for work in
the ~~City~~ ml office in Islds other than
that of the Council Clerk + that
the auditors have taken
objection to ~~pay~~ admit his pay
~~pass the bill~~ in audit
on the ground that ~~the official~~ he

List of Enclosures

Copied by

Examined by

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

Cannot draw his pay at Rs 50-2-60 in a place other than that of the Council clerk, as the said grade ~~is~~ it is personal to him ~~as long as he holds the post of the Council clerk.~~ and he therefore requests sanction to permit ~~them~~ him to draw his pay at Rs 50-2-60 in a place other than that of the Council clerk. The Comptroller who was consulted in the matter has stated that, as the original grade of the Council clerk's post was only Rs 40-2-50 + 2 it was raised to Rs 50-2-60 the same being made ~~a~~ personal ~~grade~~ to ~~Mr~~ the Swaminathan as he was already drawing a pay of Rs 60/-, the recommendation of the Rd Commr cannot be supported, unless he is

WD 0282—GPB- 22 500—14 3 38

if posted to work in appointments
carrying a pay of not less
than Rs 60 p.m. ~~On a~~ after on a ~~consolidated~~
consideration of all the
aspects of the case, Govt
are pleased to direct that
Mr Swaminathan be
permitted to draw a pay
of Rs 60 p.m in a post other
than that of the Council clerk,
the duty allowance of Rs 5 being
drawn by the official
who actually works
as a council clerk. A duty allowance of Rs was attached to the Post
Govt further direct that Council clerk may be restored
until a post on Rs 50-2-60 or when that place is held by an official in the grade of
on a higher pay can be Rs 40-2-50 p.m
provided ~~for~~ Mr Swaminathan,
a post on Rs 40-2-50 ~~should~~ be kept vacant in the HL
office

cys to
Secy to Govt
Law Dept
25/5

To The Ml Comm, Bldg, thro ~~Dept~~
The Comptroller

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

(13

R e a d :-

Government Order No. L. 3390-2/Ml. 24-38-204 dated the 20th September 1939 revising the scale of pay of the Council Clerk of the Bangalore City Municipal Office from Rs. 40-2-50 plus 10 duty allowance to Rs. 50-2-60 plus 5 duty allowance and making it personal to Mr. M. Sreeninathan.

2. Government Order No. L. 8212-14/Ml. 39-10-103 dated the 19th February 1941 sanctioning the grant of the maximum pay of Rs. 60/- per mensem in the grade of Rs. 50-2-60 to Mr. Sreeninathan referred to above.

3. Letter No. MS C 1037/18 dated the 24th March 1943 from the Municipal Commissioner, Bangalore City in the matter of permitting Mr. Sreeninathan to continue to draw a pay of Rs. 60/- per mensem in grade Rs. 50-2-60, irrespective of the place-apart from that of a Council Clerk-in which he may be asked to work in the City Municipal Office and adding that the duty allowance of Rs. 5/- per mensem has been ordered to be attached to the post of Council Clerk so that any official who works in that place may get it.

Order No. L 12312 3/Ml 10-42-133

Dated, Bangalore, 21st June 1943.

Mr. Sreeninathan, the Council Clerk of the Bangalore City Municipal Office was in the grade of Rs. 40-2-50 plus 10 duty allowance and the scale of pay of the said post was revised to Rs. 50-2-60 plus 5 duty allowance and it was made personal to him in the first of the Government Orders read above. He was also permitted to draw the maximum pay of Rs. 60/- per mensem in the grade of Rs. 50-2-60 in the Government Order dated the 19th February 1941. The Municipal Commissioner has stated that the official in question has been posted for work in the Municipal Office in places other than that of the Council Clerk and that the Audit Department has taken objection to admit his pay in audit on the ground that he cannot draw his pay at Rs. 50-2-60 in a place other than that of the Council Clerk, as the said grade is personal to him. He therefore sought sanction to permit the official to draw his pay at Rs. 50-2-60 in a place other than that of the Council Clerk. The Comptroller who was consulted on the matter has stated that, as the original grade of the Council Clerk's post was only Rs. 40-2-50 and as it was raised to Rs. 50-2-60 the grade being made personal to Mr. Sreeninathan and as he was already drawing a pay of Rs. 60/-, the recommendation of the Municipal Commissioner cannot be supported, unless he is posted to work in establishments carrying a pay of not less than Rs. 60/- per mensem. On a consideration of all the aspects of the case, Government are pleased to direct that Mr. Sreeninathan be permitted to draw a pay of Rs. 60/- per mensem in a post other than that of the Council Clerk, the duty allowance of Rs. 5/- being drawn by an official who actually works as a Council Clerk. A duty allowance of Rs. 10/- which was attached to the post of the Council Clerk may be restored when that place is held by an official in the grade of Rs. 40-2-50 per mensem. Government further direct that until a post on Rs. 50-2-60 or on a higher pay can be provided for Mr. Sreeninathan, a post on Rs. 40-2-50 should be kept vacant in the Municipal Office.

(Draft) for Secretary to Government,
Law Department

To

The Municipal Commissioner, Bangalore City,
through the President, City Municipal Council,

The Comptroller to Government.

P.M.